



January 25, 2002

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## HOUSE BILL No. 1221

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DIGEST OF HB 1221 (Updated January 24, 2002 11:07 AM - DI 84)

**Citations Affected:** IC 6-6; IC 14-9.

**Synopsis:** Lake and river enhancement fee and fund. Increases the department of natural resources (DNR) lake and river enhancement fee on boats to \$9 for boats sixteen feet and under in length and to \$12 for all other boats. Requires one-third of the revenue from this fee to be allocated for DNR law enforcement activities, including deposit of the money in a fund that provides grants to counties with special boat patrol needs. Requires one-third of the revenue from this fee to be allocated for DNR lake projects.

**Effective:** July 1, 2002.

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**Adams T, Kruse, Leuck**

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January 10, 2002, read first time and referred to Committee on Agriculture, Natural Resources and Rural Development.  
January 24, 2002, amended, reported — Do Pass.

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HB 1221—LS 6634/DI 22+



January 25, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## HOUSE BILL No. 1221

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 6-6-11-12 IS AMENDED TO READ AS  
2       FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 12. (a) In addition to  
3       paying the boat excise tax, a boat owner shall complete a form and pay  
4       a department of natural resources fee for each boat required to have  
5       boat excise decals. The fee is five dollars (\$5) for each boating year.  
6       However, the fee is waived for the boating year in which the  
7       registration fee prescribed by IC 9-29-15 is paid for that boat. The  
8       revenue from the fees collected under this chapter shall be transferred  
9       to the department of natural resources, as provided in section 29 of this  
10      chapter.  
11      (b) In addition to the boat excise tax and the department of natural  
12      resources fee, a boat owner shall pay to the department of natural  
13      resources a ~~five~~ **nine** dollar ~~(\$5)~~ **(\$9)** lake and river enhancement fee  
14      for each boat **that is sixteen (16) feet or less in length and that is**  
15      required to have boat excise decals. **The lake and river enhancement**  
16      **fee for a boat that is required to have boat excise decals is twelve**  
17      **dollars (\$12) if the boat is more than sixteen (16) feet in length. The**

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revenue from the lake and river enhancement fee shall be deposited in the lake and river enhancement fund established by section 12.5 of this chapter.

SECTION 2. IC 6-6-11-12.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 12.5. (a) The lake and river enhancement fund is established **and allocated** for the ~~purpose of paying~~ **following purposes:**

(1) **One third (1/3) of the fund shall be used to pay** costs incurred by the department of natural resources in implementing the lake and river enhancement projects required by IC 14-32-7-12(b)(7).

(2) **One third (1/3) of the fund shall be used to pay for activities of the law enforcement division of the department of natural resources established under IC 14-9-8, including the use described in IC 14-9-9-5.**

(3) **One third (1/3) of the fund shall be used by the department of natural resources to pay for lake projects, including projects to:**

(A) **remove sediment; or**

(B) **control exotic or invasive plants or animals.**

(b) The fund shall be administered by the director of the department of natural resources.

(c) Expenses of administering the fund shall be paid from money in the fund.

(d) The fund consists of the revenue from the lake and river enhancement fee paid by boat owners under ~~IC 6-6-11-12(b)~~ **section 12(b) of this chapter.**

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) With the approval of the governor and the budget agency, **the** money in the fund **allocated under subsection (a)(1)** may be used to augment and supplement the funds appropriated for the implementation of lake and river enhancement projects required by IC 14-32-7-12(b)(7).

SECTION 3. IC 14-9-9-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: **Sec. 5.5. The department may deposit in the fund revenue allocated to the law enforcement division under IC 6-6-11-12.5(a)(2) from the lake and river enhancement fund.**



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred House Bill 1221, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 13, delete "fifteen" and insert "**nine**".

Page 1, line 13, delete "\$15" and insert "**(\$9)**".

Page 1, line 14, after "each boat" insert "**that is sixteen (16) feet or less in length and that is**".

Page 1, line 14, after "decals." insert "**The lake and river enhancement fee for a boat that is required to have boat excise decals is twelve dollars (\$12) if the boat is more than sixteen (16) feet in length.**".

and when so amended that said bill do pass.

(Reference is to HB 1221 as introduced.)

LYTLE, Chair

Committee Vote: yeas 11, nays 1.

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